

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
Civil No. 5:16-CV-00365-FL**

MICHAEL J. MORGAN,

Plaintiff,

v.

RICKY J. SPIVEY, et. al,

Defendants.

**ALLOWED**

This the 29<sup>th</sup> day of October, 2019.

/s/ Louise W. Flanagan

LOUISE W. FLANAGAN, United States District Judge

**JOINT NOTICE OF CASE SETTLEMENT**

NOW COME Plaintiff and Defendants, by and through their respective undersigned counsel, and hereby advise the Court that the parties have reached a settlement of all claims in this matter and that counsel are working diligently at this time to memorialize the same in the form of a written settlement and release agreement. Accordingly, the parties jointly request that all pending deadlines in this matter be stayed and this matter be removed from the active docket. The parties anticipate filing a Stipulation of Dismissal with Prejudice no later than within forty-five days of this filing.

Respectfully submitted by consent, this the 25<sup>th</sup> day of October, 2019.

**ZAYTOUN BALLEW & TAYLOR, PLLC    POYNER SPRUILL LLP**

/s/ Matthew D. Ballew

Matthew D. Ballew  
N.C. State Bar No.: 39515  
mballew@zaytounlaw.com  
3130 Fairhill Drive, Suite 100  
Raleigh, NC 27612  
Telephone: (919) 832-6690  
Facsimile: (919) 831-4793  
*Attorneys for Plaintiff*

/s/ J. Nicholas Ellis

J. Nicholas Ellis  
N.C. State Bar No. 13484  
jnellis@poynerspruill.com  
P.O. Box 1801  
Raleigh, NC 27602-1801  
Telephone: 919.783.2907  
Facsimile: 919.783.1075  
*Attorneys for Defendants*